

**DESOTO COUNTY BOARD OF SUPERVISORS**

**BOARD MEETING MINUTES**

**JESSIE MEDLIN, PRESIDENT 2002 PRESIDING**

**DECEMBER 4, 2002**

**A. CALL TO ORDER**

The December 4, 2002, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Jessie Medlin, Board President.

Chief Deputy Charlie Brown of the DeSoto County Sheriff's Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1  
Supervisor Eugene C. Thach-----District 2  
Supervisor Gerald Clifton-----District 3  
Supervisor John Caldwell-----District 4  
Supervisor Tommy Lewis-----District 5  
W. E. Sluggo Davis-----Chancery Clerk  
Sheriff James Albert Riley-----Sheriff  
David Armstrong-----County Administrator  
Bobby Chamberlin-----Board Attorney

**B. INVOCATION**

Board Attorney Bobby Chamberlin presented the invocation.

**C. PLEDGE OF ALLEGIANCE**

**D. PLANNING COMMISSION**

The Planning Commission brought several items before the Board of Supervisors as evidenced by the portion of the minutes submitted by the Planning Commission. **\*\*See Exhibit D\*\***

**E. OLD BUSINESS**

**1. Report from Committee to Inspect**

Supervisor Jessie Medlin made the motion and Supervisor Tommy Lewis seconded the motion to carry these items over until the Board meeting on December 16, 2002.

- a. Harper Road**
- b. Horn Lake Road**

The motion passed by a unanimous vote.

**2. Approval of Contract for Legal Services – Brentwood**

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to carry these items over until the Board meeting on December 16, 2002. The

motion passed by a unanimous vote.

**3. Redistricting – BOS Districts and Voting Precinct Lines**

Board Attorney Bobby Chamberlin said he had checked the guidelines and felt that there was no reason why the County can’t get the approval back from the Justice Department in time on the Supervisors Districts and the Voting Precinct lines. Bobby Chamberlin said that as soon as the Board approves the changes necessary the sooner they could be mailed.

GIS Director Sam Russell presented the map on the proposed changes to the Supervisors Districts 3 & 4. The proposed change/correction to DeSoto County Board of Supervisors District lines are as follows:

District	Total Population	Total Deviation	Dev. %	White Pop.	White %	Nonwhite Population	Nonwhite %
1	22053	613	2.86	18385	83.37	3668	16.63
2	21202	-238	-1.11	19457	91.77	1745	8.23
3	21940	500	2.33	18956	86.40	2984	13.60
4	20997	-443	-2.07	17641	84.01	3356	15.98
5	21007	-433	-2.02	17511	83.36	3496	16.64

The Board agreed to submit the following order for the corrections to Supervisors District 3 & 4 and the polling place changes:

ORDER OF THE DESOTO COUNTY BOARD OF SUPERVISORS’ TO CORRECT THE BOARD OF SUPERVISORS’ DISTRICT BOUNDARY AND TO APPROVE THE POLLING PLACE CHANGES AND TO DIRECT THAT BOTH BE SUBMITTED TO THE JUSTICE DEPARTMENT

On this the 4<sup>th</sup> day of December, 2002, the DeSoto County Circuit Clerk, Dale Thompson, and the DeSoto County Election Commissioner from District 3, Ted Mayhall, on behalf on the DeSoto County Election Commissioners appeared before the DeSoto County Board of Supervisors to submit two items for the Board’s consideration. The first request was for one modification to correct an error to the DeSoto County Board of Supervisors’ district boundaries, which was previously approved by the Justice Department. Secondly, they requested to submit a list of proposed polling places in DeSoto County for the Board’s approval and to request approval to submit the list of polling places to the United States Justice Department.

As explained, one subdivision has had another phase added since the Justice Department approved the original submission. The map originally submitted to and approved by the Board of Supervisors looked as though the district boundary between District 3 and District 4 would take a slightly different path than was actually submitted to the Justice Department. Because the streets in this subdivision are angled, rather than straight, the current districts will have neighbors on several different streets voting in different districts, some located in different cities. To modify this oversight in the original submission to the Justice Department would only affect a total population of 99 residents and even fewer voters. The Board has determined that it had been their original intention when adopting the district line map to adopt a map with the boundary line between District 3 and District 4 as adopted today. This adoption is merely a correction of an oversight during the original adoption process.

A list of proposed polling places was submitted to the Board of Supervisors and the Board was advised that parking and accessibility were both considered when compiling the

list. The Board discussed some polling places, and agreed the list submitted includes the best sites for polling places in the County, with the exception of the aforementioned boundary.

Therefore, Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion, that because of the dissected roads within the subdivision, and due to the fact this path on the previously submitted map was an oversight of this Board, to authorize the Chamberlin Nowak Law Firm to resubmit a change between the District 3 and District 4 boundaries to extend the boundary to continue with the alignment of Tulane Road as the east/west boundary and north to the city limit of Horn Lake, Mississippi. The eastern boundary of District 4 is the railroad track in that vicinity and the northern boundary is the city limit of Horn Lake, Mississippi. Also to extend the precinct line for the expansion of Horn Lake East to extend the boundary north along Tulane Road to the city limit of Horn Lake, Mississippi to the north; the expansion of Horn Lake West polling precinct making the north boundary to the city limit of Horn Lake, Mississippi; and contracting Southaven West precinct to the Southaven/Horn Lake city limit, with the intent being to keep Southaven residents in Southaven precincts and Horn Lake resident in the Horn Lake precincts. This change is in keeping with the original intent and this minor change will simplify voting for these voters for years to come. This approval will improve the approved deviations from the prior submission. The approved map is attached hereto as **Exhibit A**. In addition the motion includes authorization for the Chamberlin Nowak Law Firm to submit the attached list of polling places to the United States Department of Justice for clearance. A copy is attached hereto as **Exhibit B**. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	NO
Supervisor Eugene Thach-----	YES
Supervisor Gerald Clifton-----	YES
Supervisor John M. M. Caldwell, Sr.-----	YES
Supervisor Tommy Lewis-----	YES

RESPECTFULLY SUBMITTED, this the 4<sup>th</sup> day of December, 2002.

**4. Central Maintenance – Road Condition List**

No action was taken on this item, it is just a project reminder for the Board.

**5. Approval of DeSoto Sunrise Agreement**

County Administrator David Armstrong said the DeSoto Sunrise Agreement is usually a year to year agreement, but due to the new management changes the agreement had to be changed. David Armstrong said that meetings were held with Attorney Tony Nowak, the Executive Director of DeSoto Sunrise David Donaldson, Judge Mill Barber and Jimmy Radford for this agreement. The County budget will be \$175,000 under this new agreement. David Armstrong said the Board needs to authorize the Board President to sign the new DeSoto Sunrise Agreement.

Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to authorize the Board President to sign the DeSoto Sunrise Agreement effective October 1, 2002. The motion passed by a unanimous vote. **\*\*See Exhibit E.5\*\***

**6. District 3 Park Fund – Request from Walls Fire Dept. for Turnout Gear**

Supervisor Gerald Clifton said the Board had asked the Attorney to look into the ability to designate Park Funds for Fire Department equipment. Board Attorney Bobby Chamberlin said the Board has the ability to use the Park Fund account, which is a general fund account and it is not a creature of statute, money for the Fire Department

equipment. Bobby Chamberlin said that the Park Fund was set up to allow for work on parks.

Supervisor John Caldwell said once you start this with Fire Departments, then they would want to come to the County to get funds for other projects.

Supervisor Eugene Thach said this Board established the Park Fund with \$10,000 for each District to do work within the parks and we have raised this amount to \$25,000 per District.

Supervisor Clifton said he agrees with both Board members about the use of the park fund, but these fire personnel put their lives on the line for this County and their needs should be addressed. Supervisor Caldwell said the County needs to serve the Fire Departments. Supervisor Jessie Medlin said the Board has spent funds to pave the parking lots and install septic tanks for the Fire Departments.

Supervisor Thach said if what we have budgeted is spent and this is not enough, then we need to put in more money, but we will have to raise taxes to service this need. Supervisor Clifton said people are not paying their fire dues to fund this Fire Department due to the annexation by the City of Horn Lake.

Supervisor Gerald Clifton made the motion and Supervisor Jessie Medlin seconded the motion to approve the transfer of \$10,000 from District 3 Park Funds to be solely used for the Walls Fire Department Turn Out gear replacement. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	YES
Supervisor Eugene Thach-----	NO
Supervisor Gerald Clifton-----	YES
Supervisor John M. M. Caldwell, Sr.-----	NO
Supervisor Tommy Lewis-----	YES

**\*\*See Exhibit E.6\*\***

**F. NEW BUSINESS**

**1. Workers Comp Insurance**

County Administrator David Armstrong said that the County’s Workers Compensation Insurance would expire on March 1, 2003. David Armstrong said Rick Stallings, Account Executive for Harris Madden & Powell, Inc., and Vickie Richmann, County Personnel Director, are present today to address the Workers Comp program they are recommending to the Board of Supervisors.

Rick Stallings said they had contacted 17 companies to get quotes for the County’s insurance and had only received 4 quotes. Mr. Stallings said they are recommending the renewal with MS Public Entity Services. Mr. Stalling said the estimated annual premium would be \$454,652 and the reasons for the 2003 increases are as follows:

- 1. Experience Modication Factor increased 17%
- 2. State Rate increase of 8%
- 3. Payroll increased by \$1,851,831
- 4. 4-Year Loss History Averages \$281,217 per year

Mr. Stallings said that the increase in employees on workers comp was due to adding the Deputy reserves and Fire Department volunteers that were not carried on the insurance last year. Mr. Stallings said last year there were 433 employees and this year

there are 526 employees. Mr. Stallings said the highest premium rates are for the Central Maintenance, Sheriff's Department and EMT personnel.

David Armstrong said there has been a lot of effort put into the reduction of claims. In 1998 the claims total were 80; in 1999 the claims were 79; in 2000 the claims were 90; in 2001 the claims were 85 and in 2002 the claims so far have been 43. David Armstrong said the amount spent on claims for 2002 so far has \$261,648 and out of this a motorcycle accident claim alone was \$119,290.

Rick Stallings said when they were soliciting quotes the biggest reason for not quoting was the County's class and losses.

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to approve MS Public Entity Service, Inc. for the County's Workers Compensation Insurance for the 2003 year, based upon the recommendation of the County Personnel Director Vickie Richmann and Agent Rich Stallings. The motion passed by a unanimous vote. **\*\*See Exhibit F.1\*\***

## **2. Jail Inspection Report**

County Administrator David Armstrong said the Board of Supervisors instituted the monthly jail inspection.

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to appoint the County Administrator David Armstrong and the Director of Operations & Maintenance Jim Bearden to do the jail inspection for the month of December, 2002 and make any recommendations to the Board on December 16, 2002 Board meeting. The motion passed by a unanimous vote.

## **3. County Engineer's Report**

County Engineer Andy Swims presented the Board of Supervisors a copy of his monthly report.

Andy Swims advised the Board that he had spoken with the City of Olive Branch about the maintenance and electricity required on the signal to be placed at Church Road and Pleasant Hill Road intersection and the City of Olive Branch will assume this responsibility.

County Administrator David Armstrong asked how the applications for an assistant were going. Andy Swims said he had three people still to be interviewed today. Supervisor Jessie Medlin said to make sure the person understood there would be a lot of fieldwork involved for this position. David Armstrong asked what about money. Andy Swims said he had not discussed money until he is ready to hire.

Andy Swims said the Storm Water Phase II Industrial Permits are due the first week of March. Andy Swims said the requirements are for one from the County and there will be one from the Cities, this works best for the responsibility factor. David Armstrong said it was his understanding that it would be 3 years before any personnel would be put on board for this. Andy Swims said yes, they are looking at not having to put any new employees on board until 3 years down the road. Andy Swims said they are looking at trying to keep task limited by sharing the cost by the Cities and the County.

Andy Swims said that the drainage issues the County is experiencing if there should be regulations on different pipes for underground drainage. Do we want to specific where certain type of pipes can be used? Supervisor Tommy Lewis said it depends on the capacity of plastic pipe and if it would hold up. We could recommend for certain areas

and use wherever we can. Supervisor Jessie Medlin said where the County uses galvanized pipe should be changed to aluminized. Supervisor Eugene Thach said he wants the County Engineer to make recommendations. Supervisor Medlin said the pipes are suppose to be tar coated under the roads. Andy Swims said that tar coated pipes is an option and that the wall size of the pipe determines this.

Andy Swims said there is a problem with the right of way widths on road due to the drainage pipes and utility easements going into the ditches and not staying in the right of way. Andy Swims said that 10 feet of the road right of way on the roads could be called utility and drainage easements. Board Attorney Bobby Chamberlin asked if this is a statue or a County ordinance. Andy Swims said this is the County ordinance. Bobby Chamberlin said to make sure it is clarified and spelled out so that there are no disputes. Andy Swims said that by holding fixed right of ways the County could do this. Supervisor Thach said we need to make sure something is done that will hold up, because the County can't keep going on to private property to fix problems.

Supervisor John Caldwell said open drainage as well needs to have recommendations for requirements on, since we only have requirements on the grading and slopes. Andy Swims said this could get complicated regarding the slopes and what needs to be used for concrete.

Supervisor Jessie Medlin said we want something under the road that we can fix. Andy Swims said we have not used the flowable fill on any pipes yet, because of the concern for durability and mix. Supervisor Medlin said to look at this and make a recommendation to the Board.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve the County Engineer's report and make it a part of the Board minutes. The motion passed by a unanimous vote.

#### **4. Acceptance of MDEQ Solid Waste Assistance Grant – Mobile Chipper**

Grant Writer Brigitte Herring appeared before the Board of Supervisors for the Board approval of the MDEQ Solid Waste Assistance Grant for a mobile chipper. Ms. Herring said the grant award was for \$35,000.

Supervisor Jessie Medlin asked Ms. Herring if she had spoken to the Road Manager Russell Dorris to see if this mobile chipper is larger than the one the County already has. Ms. Herring said no, she had just submitted the specs that had been given to her.

Supervisor Medlin asked if the mobile chipper was on the State contract. Purchasing Director Jeannine Ruby sand no, it is not on the State contract the County would have to go out for bid.

Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to authorize the Board President to sign the acceptance of the MDEQ Solid Waste Assistance Grant for the Mobile Chipper. The motion passed by a unanimous vote. **\*\* See Exhibit E.4\*\***

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to authorize to go out for bids to purchase the mobile chipper. The motion passed by a unanimous vote.

#### **5. Approval of Escrow Agreement for DeSoto County Regional Wastewater System Project**

Board Attorney Tony Nowak appeared before the Board of Supervisor to discuss the

Escrow Agreement between DeSoto County, the Regional Utility Authority, the Department of the Army Corp of Engineers and the Bank, of the County's choice. Tony Nowak said the language in the agreement is from the Corp of Engineers and can not be changed.

County Administrator David Armstrong said this agreement is for the committed DCRUA \$1.6 million match to the Project Cooperation Agreement between the Department of the Army and the DCRUA and the DeSoto County Board of Supervisors. David Armstrong said the money would go into the bank and be drawn down by the Corp of Engineers and this money would be considered part of the loan to the DCRUA. This year the Corp will use the money as part of the 75% Federal and 25% County funds for the design and construction of the wastewater system for the County.

Supervisor John Caldwell asked if the money could be drawn without notice to the County. Supervisor Jessie Medlin asked if the full \$1.6 million had to be deposited in the bank. David Armstrong said the Corp can draw out the money without notifying the County, but the County only has to deposit \$10,000 in the bank.

Board Attorney Bobby Chamberlin said the Board needs to approve the Board President to sign the Escrow Agreement, approve a Board designated depository bank that has been approved, and approve the deposit of \$10,000 in the bank.

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to authorize the Board President to sign the Escrow Agreement between DeSoto County, the Regional Utility Authority, the Department of the Army Corp of Engineers and the Bank, of the County's choice. The motion passed by a unanimous vote. **\*\*See Exhibit F.5\*\***

Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to use Trustmark Bank as the depository for the Escrow Agreement. The motion passed by a unanimous vote.

## **6. Approval of Request from BOE for Schoolbus Turnarounds**

The DeSoto County Board of Supervisors received a letter dated November 25, 2002 from the DeSoto County Superintendent Jerry Baird requesting the county to maintain the properties which are used as school bus turnarounds. In accordance with Section 19-3-42, Mississippi Code of 1972 as amended, stating that the school bus turnarounds will be built, maintained and improved, Supervisor Tommy Lewis made the motion to build, maintain, and improve the properties in the Superintendent's letter dated November 25, 2002 and to direct the County Road Manager to carry out this order of this Board forthwith. Supervisor Jessie Medlin seconded the motion for the following list:

Linnie Wilkerson, 580 Getwell S., Hernando, Bus #67  
Bobbie Harrison, 2388 Starlanding Rd., Nesbit, Bus #85  
Lucian Angelo, 8994 Tulane Rd., Hernando, Bus #181  
Madge Elkins, 3850 Church Rd., Horn Lake, Bus #166

The motion passed by a unanimous vote. **\*\*See Exhibit F.6\*\***

## **7. Approval of Inventory Dispositions – Metro Narcotics**

Vanessa Lynchard said that with the Director change at Metro Narcotics, she has done an inventory of the Metro Narcotics. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to accept receipts from the Inventory

Clerk pursuant to Section 31-7-107 of the Mississippi Code and did approve the disposition on the reports as follows:

Asset#	Serial#	Description	Reason for Disposal	Location of items at Preliminary Approval	Date of Preliminary Approval	Disposed By	Location of Final Disposal	Date of Final Approval
32081	00448235	Audio vox cell phone	Sold at auction				Sold at auction	10-19-02
31673	09K0052711	Spirit cell phone	Sold at auction				Sold at auction	10-19-02
32082	18K1426223	Spirit cell phone	Sold at auction				Sold at auction	10-19-02
31697	11003521874	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31700	07800634806	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31695	11012429186	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31688	11014321756	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31689	07800883809	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31694	0100633301652323	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31699	08300000465	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31696	08303056979	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
32086	010090306639344	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
32085	1200054651	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
32083	010090306632760	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
32261	0504438	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
32262	92336XWXBA	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
10815	07400095113	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31656	12207263361	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
32087	07405501310	Nokia cell phone	Sold at auction				Sold at auction	10-19-02
31980	0000031980	GE cordless phone	Sold at auction				Sold at auction	10-19-02
31692	1780046	Diva pager	Sold at auction				Sold at auction	10-19-02
31482	2520923030	Motorola StarTac	Sold at auction				Sold at auction	10-19-02
31136	SU6277BA88	Motorola cell phone	Sold at auction				Sold at	



30563 23501907268 2	Nokia cell phone	Sold at auction	auction 10-19-02 Sold at auction 10-19-02
30562 QS35B11164 0	HP Printer	Duplicate w/30620	Metro
32093 JNKA2107ST6685 21	1995 Nissan Maxima	Return to owner	Return to owner
31058 29212820001	Client Pro PC	Duplicate w/31681	Metro
31690 1FAPP6248LH184 66	1990 Ford Thunderbird	Sold at auction	Sold at auction 10-19-02
31687 3N69R9M281488	1979 Olds Delta 88	Sold at auction	Sold at auction 10-19-02
31698 1GNF14DBKM280 608	1989 Olds Cutlass	Sold at auction	Sold at auction 10-19-02
32264 2G1AN69H7D1162 101	1983 Chev Capris	Sold at auction	Sold at auction 10-19-02
32090 1G4AM47A1DH97 7777	1983 Buick Regal	Sold at auction	Sold at auction 10-19-02
32263 1G3GM47Y5FR40 9864	1985 Olds Cutlass	Sold at auction	Sold at auction 10-19-02
32265 1G3WH54T2MD34 8367	1991 Olds Cutlass	Sold at auction	Sold at auction 10-19-02
31672 4E3CF34BXRE023 500	1994 Eagle Talon	Sold at auction	Sold at auction 10-19-02
31671 1FABP57U4KA116 699	1989 Ford Taurus	Sold at auction	Sold at auction 10-19-02
32091 12VBT20C5K5254 313	1989 Ford Probe	Sold at auction	Sold at auction 10-19-02
32089 WDBAB23ABBB2 57489	1981 Mercedes Benz	Sold at auction	Sold at auction 10-19-02
31669 1GCDM15N9FB10 2474	1985 Chevy Astro Van	Sold at auction	Sold at auction 10-19-02
32092 1GNCS13Z3M216 8014	1991 Chevy Blazer	Sold at auction	Sold at auction 10-19-02
31655 PC435518	Remington Model 1187 12 Gauge	Return to owner	Owner
32088 10405614867	Motorola cell phone	Sold at auction	Sold at auction 10-19-02
32084 10415895676	Motorola StarTac	Sold at auction	Sold at auction 10-19-02
31691 008501850F1	Motorola Pager	Sold at auction	Sold at auction 10-19-02

The motion passed by a unanimous vote. **\*\* See Exhibit F.7\*\***

## 8. McIngvale Road – Green T to Pleasant Hill

Supervisor Tommy Lewis said he has been approached by a landowner on McIngvale Road asking if the County to would extend McIngvale Road between Green T and Pleasant Hill Road if he gave the right of way. Supervisor Lewis said the County should do this before the new highway comes through because the County can't afford to build a road over the new expressway. Supervisor Lewis said this is one and one-half mile section of road. Supervisor John Caldwell asked if this road would line up

with Swinnea Road. Supervisor Lewis said yes, and if the County built the road and just tarred the road would be good enough. Supervisor Jessie Medlin asked what the time frame would be. Supervisor Lewis said he wanted to check with the Board first to see if they were interested. Supervisor John Caldwell said the Board can commit to gravel and DBST, but would it require a bridge. Supervisor Lewis said it would take a box culvert.

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to instruct the Consultant Engineer Daniel Murphy to look at this section of McIngvale Road and give a cost estimate at the Board meeting on December 16, 2002. The motion passed by a unanimous vote.

#### **9. Bids Under Advisement – Motorcycles for Sheriff's Dept.**

Purchasing Director Jeannine Ruby appeared before the Board of Supervisors to present the Bid File 03-202-001 for the purchase of two or more Police Motorcycles. Ms. Ruby said that there were 11 bids sent out and only one bid was received from Bumpus Harley-Davidson of Central Mississippi Inc., Jackson, MS. Ms. Ruby said the cost for each motorcycle is \$16,915.

County Administrator David Armstrong said the purchase expense of these two motorcycles would be a part of the Sheriff's 15 new vehicles for the budget year.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to accept the bid from Bumpus Harley-Davidson for the purchase of two motorcycles for the Sheriff's Department at a cost of \$16,915 each. The motion passed by a unanimous vote. **\*\* See Exhibit F.9\*\***

#### **10. Approval for Michael Lee to Sign Purchase Requisitions for Metro Narcotics**

Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to authorize Commander Michael Lee to sign purchase requisitions for the Metro Narcotics Division. The motion passed by a unanimous vote.

**Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to recess until 1:10 p.m. The motion passed by a unanimous vote.**

### **G. EXECUTIVE SESSION**

The executive session portions of these minutes are recorded under the portion of the minutes called "Executive Session".

### **H. OTHER ISSUES**

#### **1. County Election Commission District 3**

Board Attorney Bobby Chamberlin said the Board of Supervisors should appoint a replacement to the District 3 County Election Commission position and must notify the Secretary of State of this appointment. Bobby Chamberlin said the replacement would have to live in the District and would serve out the existing term of Ted Mayhall, but they would have to qualify for the election to this position according to the statute 25-15-839. No motions were made on this item.

#### **2. Parks**

Board Attorney Bobby Chamberlin said based on the previous AG Opinion research done on Chateau Ridge Subdivision regarding the maintenance of parks after an

annexation into a municipality. The municipality does not automatically take over the parks and that any parks still belong to the County. Bobby Chamberlin said we have an Attorney General's Opinion regarding the County's position for Horn Lake Park.

Supervisor Eugene Thach recommended offering the park to Horn Lake. Bobby Chamberlin said the County would have to do an interlocal agreement and be sure the City can maintain the park. County Administrator David Armstrong said the County already has an interlocal agreement with Horn Lake.

Supervisor John Caldwell asked if the County could transfer the title to the City.

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to carry this item over until December 16, 2002, to research and see if existing interlocal agreement with the City of Horn Lake would cover this park being taken in and maintained by the City. The motion passed by a unanimous vote.

### **3. Authority for the County to Expend General Fund Money for Roads**

Board Attorney Bobby Chamberlin said the County could not use General Fund money to fund roads. There were no actions taken on this item.

### **4. Bids Under Advisement – Central Maintenance**

Chancery Clerk Sluggo Davis said he had received a call at his office regarding the bids received on the Central Maintenance equipment. Director of Purchasing Jeannine Ruby said they have received the bids but the financing package was being worked on. Ms. Ruby said it would be presented to the Board on December 16, 2002. Ms. Ruby said the County would secure the financing for this equipment.

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to open up the financing or leasing for the local people of the County. The motion passed by a unanimous vote.

### **5. Blue Ribbon Trip to Washington**

Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to authorize travel expenses for the Board of Supervisors for the Blue Ribbon Trip to Washington D.C. as the occur and to reimburse Supervisor Jessie Medlin for his airline ticket purchase in the amount of \$233.50. The motion passed by a unanimous vote.

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to recess the meeting until Monday, December 16, 2002, at 9:00 am. The motion passed by a unanimous vote.

THIS the 4<sup>th</sup> day of December 2002, these minutes have been read and approved by the DeSoto County Board of Supervisors.

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Jessie Medlin, President  
DeSoto County Board of Supervisors